



United States
of America

Congressional Record

PROCEEDINGS AND DEBATES OF THE 105th CONGRESS, SECOND SESSION

Vol. 144

WASHINGTON, FRIDAY, JUNE 5, 1998

No. 72

House of Representatives

The House met at 9 a.m. and was called to order by the Speaker pro tempore (Mr. HEFLEY).

DESIGNATION OF THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore laid before the House the following communication from the Speaker:

WASHINGTON, DC,
June 5, 1998.

I hereby designate the Honorable JOEL HEFLEY to act as Speaker pro tempore on this day.

NEWT GINGRICH,
Speaker of the House of Representatives.

PRAYER

The Chaplain, Reverend James David Ford, D.D., offered the following prayer: We place before You, gracious God, the emotions that stir our hearts, awaken our minds and revive our energies. As You have breathed into our souls the very breath of life, so may we gain new energy and refreshment from our prayers of praise and thanksgiving. May our communication with Your spirit, O God, give meaning and purpose to what we do, even as we use the gifts You have given in ways that honor You and serve people wherever they may live or whatever their need.

We pray a special blessing this day on our pages who have served this body with enthusiasm and dedication and who now leave for new responsibilities. May Your benediction, O God, be with them, and grant them all good gifts, now and evermore, Amen.

THE JOURNAL

The SPEAKER pro tempore. The Chair has examined the Journal of the last day's proceedings and announces to the House his approval thereof.

Pursuant to clause 1, rule I, the Journal stands approved.

PLEDGE OF ALLEGIANCE

The SPEAKER pro tempore. Will the gentleman from Nevada (Mr. GIBBONS) come forward and lead the House in the Pledge of Allegiance.

Mr. GIBBONS led the Pledge of Allegiance as follows:

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one nation under God, indivisible, with liberty and justice for all.

MESSAGE FROM THE SENATE

A message from the Senate by Mr. Lundregan, one of its clerks, announced that the Senate passed a concurrent resolution of the following title, in which concurrence of the House is requested:

S. Con. Res. 102. Concurrent resolution recognizing Disabled American Veterans.

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore. The Chair will recognize one-minute requests at the end of legislative business today.

USER FEE ACT OF 1998

Mr. SOLOMON. Mr. Speaker, pursuant to the order of the House of June 4, 1998, I call up the bill (H.R. 3989) to provide for the enactment of user fees proposed by the President in his budget submission under section 1105(a) of title 31, United States Code, for fiscal year 1999, and ask for its immediate consideration.

The Clerk read the title of the bill.

The SPEAKER pro tempore. The bill is considered read for amendment and the amendment made in order, pursuant to the order of the House of Thursday, June 4, 1998, is adopted.

The text of H.R. 3989, as amended, is as follows:

H.R. 3989

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the "User Fee Act of 1998".

TITLE I—FOOD AND DRUG ADMINISTRATION FEES

SEC. 101. REFERENCES IN THIS TITLE.

Whenever in this title an amendment or repeal is expressed in terms of an amendment to, a repeal of, a section or other provision, the reference shall be considered to be made to a section or other provision of the Federal Food, Drug, and Cosmetic Act.

PART A—USER FEES

SEC. 111. FEES RELATED TO FOOD ADDITIVE PETITIONS.

(a) TYPES OF FEES.—Beginning in fiscal year 1999, the Secretary of Health and Human Services (referred to in this title as the "Secretary") shall establish, in accordance with section 121, fees to cover activities of the Food and Drug Administration in connection with—

(1) petitions for food additives submitted pursuant to section 409(b) (21 U.S.C. 438(b));

(2) notifications to the Secretary for food contact substances submitted pursuant to section 409(h) (21 U.S.C. 438(h));

(3) petitions for color additives submitted pursuant to section 721 (21 U.S.C. 379e);

(4) petitions, submitted pursuant to sections 201(s), and 701(a) (21 U.S.C. 321(s), 371(a)) and regulations thereunder, for affirmation that a substance that becomes, or may reasonably be expected to become, a component of food is generally recognized as safe; and

(5) notifications to the Secretary, submitted pursuant to sections 201(s) and 701(a) and regulations thereunder asserting that a substance that becomes, or may reasonably be expected to become, a component of food is generally recognized as safe.

The fees shall be payable at the time the petition or notification is submitted to the Secretary.

(b) FEE AMOUNTS AND AVAILABILITY.—Subject to section 121(a)(1)(A), fees for the activities specified in subsection (a) shall be set for each fiscal year at amounts that the Secretary reasonably estimates to be sufficient to generate revenues totaling \$10,335,000 for each of fiscal years 1999

□ This symbol represents the time of day during the House proceedings, e.g., □ 1407 is 2:07 p.m.

Matter set in this typeface indicates words inserted or appended, rather than spoken, by a Member of the House on the floor.



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